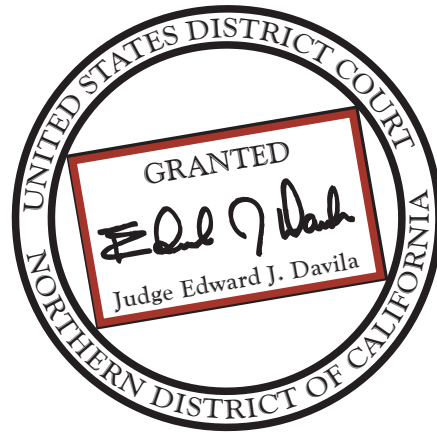


1 Scott Sagaria (State Bar No.217981)
Elliot Gale (State Bar No. 263326)
2 Joe Angelo (State Bar No. 268542)
SAGARIA LAW, P.C.
3 2033 Gateway Place, 5th Floor
San Jose, California 95110
4 Telephone: (408) 279-2288
Facsimile: (408) 279-2299

5 Attorneys for Plaintiff
6
7
8



9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA — SAN JOSE DIVISION

11 LESLIE SMITH,

12 Plaintiff,

13 vs.

14 EXPERIAN INFORMATION SOLUTIONS,
15 INC.; et. al.,

16 Defendants.
17
18

Federal Case No.: 5:16-CV-02192-EJD

**PLAINTIFF'S AMENDED NOTICE OF
VOLUNTARY DISMISSAL OF
DEFENDANT AMERICAN EXPRESS
PURSUANT TO FEDERAL RULE OF
CIVIL PROCEDURE 41(A)(1)**

19 **PLEASE TAKE NOTICE** that Plaintiff Leslie Smith, pursuant to Federal Rule of Civil
20 Procedure 41(a)(1), hereby voluntarily dismisses Defendant American Express as to all claims in
21 this action, with prejudice.

22 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

23 41(a) Voluntary Dismissal

24 (1) By the Plaintiff

25 (a) Without a Court Order. Subject to Rules 23(3), 23.1(c), 23.2, and 66 and any
26 applicable federal statute, the plaintiff may dismiss an action without a court
27 order by filing:

28 (1) a notice of dismissal before the opposing party serves either an answer

1 or a motion for summary judgment.

2 Defendant American Express has neither answered Plaintiff's Complaint, nor filed a
3 motion for summary judgment. Accordingly, the matter may be dismissed against it for all
4 purposes and without an Order of the Court.

5
6 Dated: June 17, 2016

Sagaria Law, P.C.

7
8 By: /s/ Elliot W. Gale
Elliot W. Gale
9 Attorneys for Plaintiff
10 Leslie Smith
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28